



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/769,604
Applicant : Stephen M. Howard et al.
Filed : January 25, 2001
T.C./A.U. : 2157
Examiner : Ramy M. Osman

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Customer No. : 022494

Certificate of Mailing (37 C.F.R. 1.8(a))

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By: Paul D. Durkee
Paul D. Durkee
Reg. No. 41,003

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

EMC Corporation through its below-signing representative, represents that it is the owner of record of one-hundred percent interest in U.S. Patent Application No.09/769,604 filed on January 25, 2001 for DATA BACKUP SYSTEM HAVING A FLEXIBLE RESTORE ARCHITECTURE by virtue of an Assignment sent to the U.S. Patent and Trademark Office on February 12, 2001 for recordation, Reel 011518, Frame 0777.

The owner hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,721,766 issued April 13, 2004 and hereby agrees that any patent so

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